



NCTA

NATIONAL CABLE & TELECOMMUNICATIONS ASSOCIATION

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EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: Docket No. CS 98-120

Dear Ms. Dortch:

On September 29, 2003, Daniel Brenner, Jill Luckett, Michael Schooler and Diane Burstein of the National Cable & Telecommunications Association ("NCTA") met with Paul Gallant, Legal Advisor to FCC Chairman Powell. During that meeting, consistent with NCTA's written filings in the above-captioned digital must carry proceeding, we urged the Commission to reaffirm its ruling that interpreted "primary video" to mean a single digital video program stream.

In addition, NCTA argued that the FCC should not grant broadcasters must carry rights for their digital broadcast signal until they have returned their analog spectrum.

Any questions may be addressed to the undersigned.

Respectfully submitted,

/s/ Daniel L. Brenner

Daniel L. Brenner

cc: Paul Gallant